

III. REMARKS

In the Office Action, claims 122, 124, 126 (this claim was previously canceled), and 155-164 were rejected under 35 U.S.C. 101 because the claimed subject matter is directed to non-statutory subject matter. Claims 122, 124 and 155-174 were rejected under 35 U.S.C. 112, first paragraph, for failure to provide adequate description of the claimed subject matter in the specification. Claims 165-174 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for reasons set forth in the Office Action.

Claims 102-103, 105-111, 114, 116-121, 129-154 and 175-176 have been allowed.

In the Office Action, there were no rejections based on prior art.

In this response, various ones of the rejected claims are amended to overcome the foregoing rejections based on 35 U.S.C. 101, 112 (first paragraph), and 112 (second paragraph).

Claim 122 is amended to recite a "computer-readable medium embodying a computer program executable by one or more processors" so as to overcome the rejections under 35 U.S.C. 101 and 112. Similarly, each of its dependent claims 124 and 155-164 now recites corresponding language "computer-readable medium". Also, in claim 155, in the succession of paragraphs for the separate steps of the method, the terminology "computer-readable program means" has been deleted, thereby to overcome the rejections under 35 U.S.C. 101 and 112.

With respect to the rejections of claim 165, it appears from the teachings of the present specification that the server, which provides the streaming data signal, also provides the function of re-ordering the data signal (page 15 at line 12) and of editing the signal (page 17 at line 23). Accordingly, the preamble to claim 165 is amended to recite a "server for streaming a data signal over a transmission link, the server re-ordering the data signal for streaming over a transmission channel" to be

consistent with the specification. This text replaces the former preamble that addressed a reordering device. This amendment is believed to provide conformance between the claimed subject matter and the teachings of the specification so as to overcome the rejections under 35 U.S.C. 112, first paragraph.

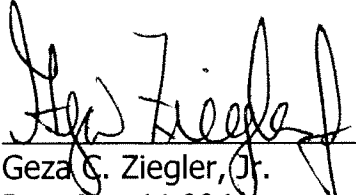
Also, in claim 165, the wording "device being arranged to", which the examiner found confusing, is replaced with other wording to clarify the claim and to avoid the narrative format, thereby to overcome the rejections under 35 U.S.C. 112, second paragraph. Corresponding amendments are made to the claims 166-174 which depend from claim 165.

It is noted that all claims which have been cancelled were cancelled without prejudice. Applicant reserves the right to pursue these claims and address the issues raised by the Examiner in a subsequent application or via later amendments.

For all of the foregoing reasons, it is respectfully submitted that all of the claims now present in the application are clearly novel and patentable over the prior art of record, and are in proper form for allowance. Accordingly, favorable reconsideration and allowance is respectfully requested. Should any unresolved issues remain, the Examiner is invited to call Applicants' attorney at the telephone number indicated below.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,



Geza C. Ziegler, Jr.
Reg. No. 44,004

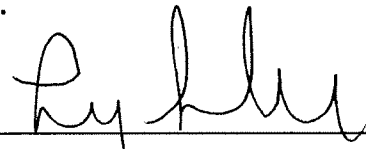
18 July 2007
Date

Perman & Green, LLP
425 Post Road
Fairfield, CT 06824
(203) 259-1800
Customer No.: 2512

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being transmitted electronically, on the date indicated below, addressed to the Mail Stop ^{AF}, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 18 July 2007

Signature: 

Lisa Shmida
Person Making Deposit